

**MEMO ENDORSED**

October 11, 2024

**Via ECF**

Hon. Dale E. Ho  
District Judge  
United States District Court for the  
Southern District of New York  
40 Foley Square  
New York, NY 10007

Application DISMISSED AS MOOT. The Clerk of Court is  
directed to terminate ECF No. 15. SO ORDERED.

Dated: October 15, 2024  
New York, New York



Dale E. Ho  
United States District Judge

**Re: R.W. Chelsea Energie Ltd. v. Vision Indian Ocean (V.I.O.) SA,  
Case No. 24-cv-06790-DEH**

Dear Judge Ho:

We write on behalf of Petitioners R.W. Chelsea Energie Ltd., Symbion Power Holdings LLC, and Symbion Power LLC (together, "Petitioners") in the above-referenced matter. Yesterday, on October 10, 2024, Petitioners filed an Emergency Motion for Alternative Service of Process (the "Motion") on Respondent Vision Indian Ocean (V.I.O.) SA ("VIO") of their Petition to Vacate Arbitration Award, Case Number 24-cv-06790-DEH, along with accompanying and related documents (ECF Nos. 15-17).

After the Motion was filed, Petitioners were informed that service was successfully effected on VIO in Madagascar that same day, on October 10, 2024. Reference is made to the Declaration of Phillipe Disaine Rakotondramboahova in Support of Petitioners' Emergency Motion for Alternative Service of Process, dated October 11, 2024 and its accompanying Exhibits A-D, submitted as exhibits to this letter. Accordingly, Petitioners respectfully notify the Court that their Motion has now become moot.

Sincerely,

**/s/Levon Golendukhin**

**Levon Golendukhin**  
EVERSHEDS SUTHERLAND (US) LLP

LG:

Attachments